

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 273 of 1998
with
CIVIL APPLICATION No 5579 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE Y.B.BHATT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

NITABEN KANUBHAI PATEL

Versus

KANUBHAI P PATEL

Appearance:

MR YN OZA for Appellant/Applicant
MR JT TRIVEDI for Respondent/Opponent No.1
NOTICE SERVED BY DS for Respondent/Opponent
No. 2

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 01/12/98

ORAL JUDGEMENT

1. Heard the learned counsel for the respective parties. As a result of the hearing and discussion, a consensus has been arrived between the learned counsel on the basis of which the following directions are given.

A. The trial court shall hear and dispose off the pending proceeding namely H.M.P. No. 37/93 as expeditiously as possible and in any case not later than 30th April, 1999.

B. Learned counsel for the respective parties have assured this Court that the concerned parties shall cooperate with the trial court in the early disposal of the pending proceeding as directed hereinabove.

C. It is clarified that until the suit is decided, the present status quo (as regards the interim maintenance) shall continue.

2. In light of the aforesaid observations and directions, learned counsel for the appellant does not press this appeal for any further reliefs and the same is accordingly disposed off with no order as to costs. Consequently, the above Civil Application is also disposed off with no order as to costs.

3. The Registry is directed to send yadi to the trial court forthwith i.e. not later than 5th December, 1998. Direct service is also permitted.

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